IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Civil Revision No. 3239 of 2007
Date of decision: 6.9.2007

Parkash Kaur and others **.....Petitioners**

Versus

Joginder Kaur and others **...Respondents**

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL

Present: Mr. Chanan Singh, Advocate for the petitioners.

Mr. Divjot Singh Sandhu, Advocate for the respondents

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RAJESH BINDAL, J.

The challenge in the present petition, is to an order dated March 21, 2007 passed by the Additional Civil Judge (Senior Division), Kapurthala whereby application filed by the petitioners for appointment of Local Commissioner has been dismissed.

Heard learned counsel for the parties and perused the impugned order.

In my opinion, the order passed by the learned trial Court does not need any interference as the issue raised therein is squarely covered by a judgment of the Division Bench of this Court in **Pritam Singh and another Vs. Sunder Lal and others 1990 (2) Punjab Law Reporter 191** wherein it was categorically held that order refusing to appoint a Local Commissioner neither decides nor adjudicate rights of the parties for the purpose of the suit and no revision against such an order was held to be maintainable. The aforesaid judgment still holds the field as no judgment taking a view contrary to this has been cited.

Accordingly, following the dictum of law laid down in Pritam Case's (Supra), I do not find any merit in the present petition and the same is dismissed.

September 06, 2007 **(Rajesh Bindal)**
Pka **Judge**